

CIVIL DOCKET
UNITED STATES DISTRICT COURT

M-1012

Jury demand date:

D. C. Form No. 106A Rev.

ATTORNEYS

TITLE OF CASE

IN RE: GEORGE GRIFFITH & LaDONNA J.
GRIFFITH, a/k/a LaDONNA J.
CARTER

Bankrupts

ASSOCIATES FINANCIAL SERVICES
COMPANY OF KANSAS, INC.

VS

GEORGE W. GRIFFITH & LaDONNA J.
GRIFFITH a/k/a LaDONNA J. CARTER

For plaintiff:

~~T. Reid Young~~
~~Gerald D. Swanson (pltf)~~
~~800 Grantson Bldg.~~
~~111 W. 5th St.~~
~~Tulsa, OK 74103~~
~~599-9125~~

T. Reid Young
1512 S. Denver
Tulsa, OK 74119
918/582-6442

For defendant:

~~George & LaDonna Griffith~~
~~Star Route South, Box 98C~~
~~Locust Grove, OK 74352~~

Brian Huckaby (6-16-89)
5310 E 31st ste. 520
Tulsa, OK 74135
918/622-3660

STATISTICAL RECORD	COSTS	DATE	NAME OR RECEIPT NO.	REC.	DISB.
J.S. 5 mailed	Clerk				
J.S. 6 mailed	Marshal				
Basis of Action:	Docket fee				
	Witness fees				
Action arose at:	Depositions				

DATE	PROCEEDINGS	Date Order or Judgment Noted
9-22-82	C/C of JUDGMENT from Bkpty filed on 7/1/82 that pltf's recover of the debts the sum of \$28,329.76 + interest & atty fees of \$2,500.00(WER-J)a	
10-4	GARNISHMENT AFFIDAVITS of Gerald Swanson(7).a w/si.	
10-13	GARNISHEE'S answer of 1st National Bank. jc	
10-14	GARNISHEE'S answer of American Bank of Oklahoma. bb	
10-14	GARNISHEE'S answer of Mayes County Federal Credit Union. bb	
10-14	RETURN of serving American Bank of Oklahoma. bb	
10-14	RETURN on serving First National Bank w/ garnishee summons & affidavit. bb	
10-14	RETURN on serving Grand Valley Hospital w/garnishee summons & affidavit. bb	
10-14	RETURN on serving Moots Osteopathic Hospital w/garnishee summons & affidavit. bb	
10-14	RETURN on serving Mayes Co. Fed. Credit Union w/garnishee summons & affidavit. bb	
10-14	RETURN on serving Victor Fed. Savings & loan w/garnishee summons & affidavit. bb	
10-14	RETURN on serving Phoenix Federal Savings & Loan w/garnishee summons & affidavit. bb	
10-18	GARNISHEE'S answer of Phoenix Federal Savings & Loan. bb	
1984 3-13	APPLICATION of Pltf for O. to jdug. debtor to appear & disclose property. pt (O)	
3-19	ORDER setting hrg. before MAG re assets on 4-11-84 at 10:00 a.m. (HDC-J)hm (c/m & cpy to Mag)	
4-11	ASSETS HRG before Mag: George W. Griffith appeared and was sworn. assets hrg conducted and continued to 6-6-84 at 10:00 a.m. and Mr. Griffith recognized back on that date. (RSR-MAG) dm	
4-23	RETURN on order; served George W. Griffith on 4-2-84 @ Cleveland Hospital.a	
6-6	ASSET HRG: stricken no appearances were made(RSR-MAG)a	
1985 2-20	APPLICATION of judgment creditor for Order to judgment debtor to appear & disclose prop. (O TO J) tj	
2-22	ORDER setting hrg for property on 3-14-85 at 10:00 a.m. brfore Mag. (RSR-MAG)c/m tj	

DATE 1985	PROCEEDINGS	Date Order or Judgment Noted
3-14	ASSETS HEARING held before Mag.; LaDonna J. Griffith did not appear for assets hrg. as ordered; counsel for Pltf. req. body attachment; req. for body attachment taken under advisement by Mag. (RSR-Mag) pt/kt	
5-29	APPLICATION of Pltf. for O. to judg. debtor to appear & disclose property. pt (O)	
6-3	ORDER setting case for hrg. before Mag. on 6-18-85 at 10:00 a.m.; & directing judg. debtor to appear & disclose property. (RSR-Mag) pt cps/mld	
6-18	ASSET HRG ; no appearances, hrg stricken(RSR-MAG)a	
6-24	APPLICATION of pltf for order to judgment debtor to appear & disclose prop. (O TO J) tj	
6-26	ORDER that judgment debtor appear & disclose prop. before Mag. on 7-17-85 at 3:00 p.m. (RSR-MAG) c/m tj	
7-17	ASSET HRG , no appearances, hrg stricken(CC-MAG)a	
11-13	APPLICATION of judg. creditor for O. to judg. debtor to appear & disclose property. pt (O)	
11-22	ORDER setting case for hrg. before Mag. on the appli/O. to judg. debtor to appear & disclose property set. for 12-10-85 at 9:00 a.m. (JLW-Mag) pt cps/mld	
12-10	ASSETS HRG. set for this date before MAG. Deft. sworn; hrg. cond. & concluded. (JLW-MAG)dw(tape)	
1986		
1-14	GARNISHMENT AFFIDAVIT by T. Reid Young to Ellsworth Motor Freight Lines. pt s/i	
5-21	APPLIATION of Pltf. for O. to judg. debtor to appear & disclose property. pt (O)	
5-21	ORDER directing judg. debtor to appear & ans. as to property before Mag. on 6-18-86 at 9:00 a.m. (JLW-Mag) pt cps/mvt	
6-18	MIN: ASSETS HRG. before Mag. stricken due to non-app. of ptys. (JLW-MAG)dw(#386)	
10-7	APPLICATION of judg. creditor for O. to judg. debtor to appear & disclose property. pt (O)	
10-7	ORDER directing judg. debtor to appear & ans. as to property before Mag. on 10-22-86 at 9:00 a.m. (JLW-Mag) pt cps/judg. cred.	

Cont

12-3-85 Copy of D. dated 11-22-85 sent to G. L. Griffith; sent copy to judg. creditor with red stamp

DATE	PROCEEDINGS	Date Order or Judgment Noted
1987		
1-28	APPLICATION of judg. creditor for o. to judg. debtor to appear & disclose property. pt (O)	
1-28	ORDER directing judg. debtor to appear & ans. as to property before Mag. on 3-18-87 at 9:00 a.m. (JLW-Mag) pt cps/judg. creditor	
3-18	RETURN on O. dated 1-28-87; Served LaDonna J. Griffith on 3-10-87. pt	
3-18	ASSEST HRG BEFORE Mag. Deft LaDonna Griffith did not appear. B.A. to be issued if debt does not contact counsel in 2 days. (JLW-MAG) r	
3-25	MIN: DEFT. LaDONNA J. GRIFFITH APPEARS voluntarily. Pltf. w/draws req/body attachment. Deft. sworn. Assets hrg. conducted & cont'd to 5-20-87 at 9:00 a.m. Deft. recognized back on that date. (JLW-Mag)k	
5-20	MIN: ASSET HRG HELD before Mag. Parties reach agreement that debtor will provide 1986 tax ret by 7-20-87 and a proposal for payments by 7-20-87, to pltf counsel. Debtor recog back on 9-16-87 at 9:00AM. (JLW-MAG) jm	
9-28	MIN: ASSET HRG conducted between ptys. Ptys entered into an agreement for exchange of doc. Deft recog back 5-18-88. jm	
10-19	CHANGE OF ADDRESS of Pltf's atty., T. Reid Young. pt	
1989		
4-27	GARNISHMENT AFFIDAVIT of pltf w/claim for exemption. s/i pw	
5-3	GARNISHEE'S ANSWER. Payment to clk. pw	
5-4	APPLICATION of pltf for release of garnishment proceeds & order distributing funds. ag (OtoJ)	
5-4	CLAIM for exemption & request for hrg. ag	
5-10	ORDER that \$3,303.32 garnishment proceeds are released & Ct. Clerk is directed to distribute said proceeds to pltf. c/o T. Reid Young, atty. for pltf. (HDC-J)k c/mvt O/jc	
5-25	MINUTE ORDER referring 5-4-89 Claim for Exemp to MAG for R&R. (HDC-J by MO) c/ds pw	
6-1	BRIEF of debt in support of claim for exemption. pw	
6-2 MIN	HEARING HELD. Pltf counsel ordered to maintain funds; mag rec that \$2500 is exempt and that the \$803 is not exempt; all as per R & R; debt exh 1-8 offered and admitted; exh are attached to min. (JSW_MAG) jcm tape #406 & 407	

DATE 1989	PROCEEDINGS	Date Order or Judgment Noted
6-9	REPORT & RECOMMENDATION of U.S. Mag. that claim for exemption be amended. ag (JSW-MAG) c/m (SEE ORDER FOR DETAILS) <i>Remitted to Hushaby on 6-16-89</i>	
5-4	CLAIM for exemption & request for hrg. ag	
6-20	RELEASE of Garnishment by pltf. pw	
1996 5/23	APPLICATION FOR ORDER TO JUDGMENT DEBTOR TO APPEAR AND DISCLOSE PROPERTY by Associates Financial Services (O2MJ/SAJ) sac.	
5/28	ORDER by Magistrate Judge Sam A. Joyner setting hrg on 6/19/96 at 9:30 a.m. in Courtroom #1 for judgment debtors, LaDonna J. Griffith and George W. Griffith to appear and answ as to property (cc: were p/u) cp	
6/19	MIN: Assets hrg not held as defts did not appear. Deft George Griffith called Court at 9:30 and advised Ct that his atty was in a criminal matter and could not be in attendance today. Deft sought continuance of this matter. Ct inquires as to whereabouts of co-deft LaDonna Griffith. Deft George Griffith advises Ct that LaDonna Griffith has been admitted to St. John's Hospital in Joplin, MO for a gall bladder attack and should be hospitalized for 3-4 days. Deft George Griffith advised Ct that he could be to the Courthouse in approximately 30 minutes as he was at a truck stop. Pltf agrees to continue assets hrg for one week so that Mrs. Griffith may be in attendance also. Continuance granted. Defts both ordered to reappear on 6/26/96 @9:30 or bench warrant will be issued. (SAJ-MJ) nh	
6/19	NOTE: Gerald Swanson called court to inform Judge that LaDonna Griffith is not admitted to St. John's Hospital in Joplin, MO according to hospital information & admitting. nh	
6/19	RETURN on Order to Appear & Answer as to Property as to George W. Griffith. sac	
6/19	RETURN on Order to Appear & Answer as to Property as to LaDonna J. Griffith. sac	
6/26	MIN: Assets hrg called. Defts have filed mo/vacate; pltf counsel Swanson relates facts of telephone conversation with St. John's Hospital in Joplin, MO wherein Mrs. Griffith was not admitted to hospital. Pltf objs to mo/vacate. Arguments heard. Pltf seeks leave to exam Mrs. Griffith under oath as to her whereabouts at time of last hrg. Deft stip that Mr. Griffith lied about Mrs. Griffith's whereabouts. Pltf counsel may file mo/sanctions and/or contempt. Pltf resp to mo/vacate = 7/15/96; deft reply = 7/22/96. Mr. & Mrs. Griffith recognized back for 8/16/96 @9:30 for assets hrg. Ct to review issue & enter an order. (SAJ-MJ)	
6-26	MOTION to vacate ORDER TO APPEAR and for proto by defts w/brief. (o2SAJ) pw	
8/16/96	MIN: Gerald Swanson did not app for pltf; ct contacted him by phone; Matthew Brown app for deft; ct heard argument on pltf's mot/vacate; pltf conf ^{mot} judgm is dormant; ct gr mot/vacate. (SAJ-MAG) jcm	

1996

M-1012

DATE	PROCEEDINGS	Date Order or Judgment Noted
8/16/96	MO: PLTF confesses judgm is dormant; The Court hereby grants the mot/vacate O to app and answ as to assets. The O is hereby vacated. (SAJ-MAG) jcm c/mld	